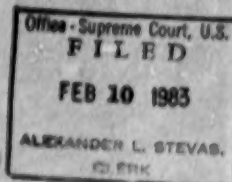


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No. 82-1104

IN THE  
SUPREME COURT OF THE UNITED STATES  
October Term, 1982



GA TECHNOLOGIES INC.,  
and GENERAL ATOMIC COMPANY,

Petitioners,

v.

UNITED NUCLEAR CORPORATION,

Respondent.

On Petition For A Writ Of Certiorari  
To The Supreme Court of New Mexico

PETITIONERS' REPLY MEMORANDUM IN  
SUPPORT OF MOTION TO SUBSTITUTE PARTY

Between the time of the decision of the New Mexico Supreme Court in this action and the filing of the petition, petitioner General Atomic Company transferred the assets relevant to this litigation to a newly-formed corporation, GA Technologies Inc. Because of UNC's long history of using procedural devices to frustrate and delay the exercise of GAC's federal rights, we wished to avoid any possible dispute as to whether the proper party was before this Court. Accordingly, we advised the Court of the transfer of assets, filed the petition on behalf of both GAC and GA Technologies Inc., and requested that the real party-in-interest, GA Technologies Inc., be substituted as the petitioner.

UNC has now opposed the proposed substitution on various grounds. We continue to believe (for the reasons set forth in our motion) that this Court has authority to entertain a motion to substitute parties, and that the real party-in-interest, GA Technologies Inc., is the proper party in this

Court. However, for purposes of this proceeding, our concern has always been to assure that the Court is aware of the transfer of interest and that its consideration of the issues presented by this case is not complicated by disputes as to the identity of the parties. Unless there is no doubt that GAC will be allowed to represent fully the interests of GA Technologies Inc. in this Court (see Opp., p. 2), the Court should grant the motion to substitute or, if necessary to accommodate UNC's alleged concerns, add GA Technologies Inc. as an additional party.

Respectfully submitted,

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